IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 7555 OF 2005

The State of Maharashtra ... Applicant
v/s.
Sonu E. Bhagade ... Respondent

Office Notes, Office Memoranda of Coram, appearances, Court's Order or Directions and Registrar's Orders	Court's or Judge's Orders

Mrs. S.D. Shinde, A.P.P. for the applicant.

Mr. R.W. Adik, Sr. Advocate with S. D. Kadam for the respondent.

CORAM: **V.G. PALSHIKAR &**
SMT. NISHITA MHATRE, JJ.

DATED: **21ST NOVEMBER, 2006**

P.C.:

. This is an application by the State of Maharashtra seeking to impugn the order dated 16th July, 2005 passed by the II Additional Sessions Judge, Nashik in Sessions Case No. 195 of 2004. The learned Judge, on appreciation of evidence, came to the conclusion that the evidence as laid down by the prosecution did not prove beyond reasonable doubt the guilt of the

accused. The learned Judge has summarized her conclusion in paragraphs 32, 33 and 34 where the learned Judge points out one after another reason why the evidence as laid by the prosecution is inadequate to warrant a conviction under Sec. 302 of the I.P.C. In such circumstances, in our opinion, there is no need to interfere with the order of acquittal as it is neither illegal nor perverse. Hence application rejected.

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